



CHAIRMAN
Steve R. Henson

We strive to be caring, professional, and fair

**MONROE COUNTY
CONTRACTORS' EXAMINING BOARD AGENDA***

DATE: May 8, 2012

TIME: 9:30 A.M. to 4:30 P.M.

LOCATION: Marathon Government Regional Center, 2798 Overseas Highway,
Second Floor, Marathon, Florida

PURSUANT TO FLORIDA STATUTE SECTION 286.0105, be advised that, if a person decides to appeal the decision made by the Contractors' Examining Board (CEB) with respect to any matter considered at today's hearing, that person will need a record of the proceedings, and that, for such purpose, he or she may need to ensure that a verbatim record of the proceedings is made, which record includes the testimony and evidence upon which the appeal is to be based.

ADA ASSISTANCE: If you are a person with a disability who needs special accommodations in order to participate in this proceeding, please contact the County Administrator's Office, by phoning (305) 292-4441, between the hours of 8:30 a.m. - 5:00 p.m., no later than five (5) calendar days prior to the scheduled meeting; if you are hearing or voice impaired, call "711".

NOTICE: It shall be the responsibility of each Respondent or other person addressing the Board to bring an interpreter if the party is not able to understand or speak the English language.

BOARD MEMBERS

Steve R. Henson, Chairman
Bill Kelly, Vice-Chairman
Peggy Bankester
Gary Centonze
Rudy Krause

William F. Miller
Alesha L. Scheuerman
VACANT – Lay Person- U.K.
Frank Toppino, Alternate
Charlie Miller, Second Alternate

STAFF

Jerry Smith, Building Official/Board Secretary
Lisa Granger, Assistant County Attorney/Code Enforcement Attorney
Thomas Wright, Attorney to the Board
Odalys Mayan, Contractor's License Coordinator

I. CALL TO ORDER – Chairman

II. ADDITIONS / DELETIONS / CORRECTIONS

III. ANNOUNCEMENTS

1. Honoring the late Mr. Joseph Vetrick

IV. APPROVAL OF AGENDA

V. APPROVAL OF MINUTES

1. March 13, 2012

VI. SWEARING IN OF WITNESSES TO TESTIFY

Inspector Bruno

1. CE12020019 NOTICE OF APPEAL
Blanca Barragan
Green Nature Services, Inc.
6-202.(5) Violation of workers compensation laws
6-234.(c) Advertising without a license
6-77 No certificate of competency

Prior(s): N/a

**Companion
Case(s):** N/a

MCC Violation(s): N/a

Status of Case: N/a

Inspector Bruno

2. CE12030051 NOTICE TO APPEAR
Sidney Buttermann CAC052408
Antarctica Mechanical Services, Inc.
6-202.(5) Violation of workers compensation laws

Prior(s): N/a

**Companion
Case(s):** N/a

MCC Violation(s): N/a

Status of Case: N/a

Inspector Bruno

3. CE12030099 NOTICE TO APPEAR
Thomas J. Haskins CFC057947
Haskins Plumbing, Inc.
6-202.(11)a Work without benefit of permit

Prior(s): N/a

**Companion
Case(s):** N/a

MCC Violation(s): N/a

Status of Case: N/a

Inspector Bruno

4. CE12030134 NOTICE TO APPEAR
James A. Sample CCC058030
Keys Roofing, Inc.
6-202.(11)a Work without benefit of permit

Prior(s): N/a

**Companion
Case(s):** N/a

MCC Violation(s): N/a

Status of Case: N/a

Inspector Bruno

5. CE12010095 NOTICE OF APPEAL
Chris Seaver
Island Lawn Service & Landscaping
6-202.(5) Violation of workers compensation laws
6-234.(c) Advertising without a license
6-77 No certificate of competency

Prior(s): N/a
**Companion
Case(s):** N/a
MCC Violation(s): N/a
Status of Case: N/a

VII. REPORTS

1. Jerry Smith, Building Official/Board Secretary
2. Thomas Wright, Contractors' Examining Board Attorney
3. Lisa Granger, Code Compliance Attorney
4. Ronda Norman, Code Compliance Director

VIII. NEW BUSINESS

1. Election of new chair and vice-chair as required by MCC 6-266.(b)
The board shall elect a chair and such other officers as may be necessary from among their members. Terms of all officers shall be one year beginning with their election, with elections to be held the first meeting in **July of each year.**

I understand that the Code requires voting in July; however, since we will be in the middle of hurricane season and we are not meeting until July 10, I would like to know how the Board, and the attorney, feels about voting at today's hearing.

2. CBAA Appointment Expiration Notice
 - a. Daryle L. Osborn, PE27428
Term due to expire 06/2012
 - b. Carl H. Schror, PE56564
Term due to expire 06/2012

Pursuant to MCC 6-56.(b)(2), the CBAA shall consist of all (10) members of the CEB, minus two alternates, plus one (1) registered architect and one (1) registered professional engineer.

3. Code Compliance Inspector Bruno's Cases:
 - a. Paid Citations
 - i. CE12030107
Graham P. Cox SP 3892

Graham P. Cox, Inc.
6-202.(11)a Work without permit
\$500.00 fine paid on 04/04/2012.

- ii. CE12020038
Christopher David Wiberg
Builder's Punch, LLC.
6-202.(5) Violation of workers compensation laws
6-77 No certificate of competency
6-202.(11)a Work without a permit
\$1,500.00 fine paid 03/15/2012.

b. March 13, 2012 CEB Cases

- i. CE11100102
Gene L. Cavanaugh CAC053827
Costs in the amount of \$132.90 paid on 03/26/2012
- ii. CE11100034
John C. Gratton GC 440A
Costs in the amount of \$155.19 paid on 03/20/2012
- iii. CE11110146
Mark P. Jones ENG II 232C
Marathon Marine Construction, LLC.
Fine of \$500.00 plus costs of \$249.13, for total of \$749.13, paid on 04/16/12

c. Open Citations

- i. CE12040001 - **CASE ON APPEAL**
John Thomas Pieper
6-202.(8) Aiding and abetting
6-77 No certificate of competency
6-202.(11)a Work without a permit
6-202.(5) Violation of workers compensation laws
- ii. CE12040102 - **CASE ON APPEAL**
Donald Wade Zimmerman
6-77 No certificate of competency
6-202.(5) Violation of workers compensation laws
- iii. CE12040103 - **CASE ON APPEAL**
Jamie Thomas Williams
6-77 No certificate of competency
6-202.(5) Violation of workers compensation laws

- iv. CE11110097
Ian Scott Calderwood
Ian Calderwood Hanydman
6-77 No certificate of competency
6-234.(a) No license number no sign
- v. CE12040104
Juan Emilio Sanchez
6-77 No certificate of competency
6-202.(5) Violation of workers compensation laws
- vi. CE12040093
Romy Luis Robau
6-77 No certificate of competency
- vii. CE12020100
David Marzano
Marzano's Woodworking
6-202.(5) Violation of workers compensation laws
6-77 No certificate of competency
6-202.(11)a Work without a permit

4. a. **EXECUTED/PAID** Stipulation Agreements for *State Certified* Contractors

- i. CE12040041
George Dulanski CFC1426933
George's Plumbing of the Keys, Inc.
6-202.(11)a Work without a permit
Inspector Bruno
\$500.00 fine plus \$100.00 in costs, total of \$600.00, plus 30-day probation
\$600.00 fine/costs paid on 5/2/12

b. **EXECUTED/PAID** Stipulation Agreements for *Monroe County* Licensed Contractors

- i. CE11120117
Narjol J. Proenza, Jr. ENG II 236D
Affordable Asphalt
6-202.(11)a Work without a permit
Inspector Kerr
\$500.00 fine plus \$100.00 in costs, total of \$600.00, plus 90-day probation
\$600.00 fine/costs paid on 3/15/12

5. Motion for Imposition of Fines/Liens for Outstanding Citations

- i. CASE NO.: CE12020100
NAME: David Marzano
COMPANY: Marzano's Woodworking
VIOLATION(S): 6-202.(11)a Work without permit
6-77 No certificate of competency
6-202.(5) Violation of workers compensation laws
FINE: \$1,500.00
INSPECTOR: Bruno
- ii. CASE NO.: CE11030029
NAME: Alberty Sealy
COMPANY: Sealy Property Preservation
VIOLATION(S): 6-77 No certificate of competency
FINE: \$500.00
INSPECTOR: Dowling
- iii. CASE NO.: CE12040104
NAME: Juan Emilio Sanchez
COMPANY:
VIOLATION(S): 6-77 No certificate of competency
6-202.(5) Violation of workers compensation laws
FINE: \$1,000.00
INSPECTOR: Bruno
- iv. CASE NO.: CE12040093
NAME: Romy Luis Robau
COMPANY:
VIOLATION(S): 6-77 NO certificate of competency
FINE: \$500.00
INSPECTOR: Bruno

IX. OLD BUSINESS

- 1. Sunshine Law pamphlet
 - a. Florida Government in the Sunshine – A Citizen's Guide manual provided – **Distributed 03/13/12.**
- 2. Charlie Miller, second alternate, appointed to CEB by BOCC on 03/21/12; appointment term of office will expire March 21, 2015.
- 3. Motion to amend Order
- 4. Motion to Vacate Order

5. Vacant seat available:
 - a. Upper Keys Layperson replacing Joseph Vetrick (deceased)
Term expiring May , 2014

X. NEXT CEB MEETING

1. July 10, 2012

XI. DEPARTMENT OF BUSINESS AND PROFESSIONAL REGULATION LETTERS

XII. CONSTRUCTION TRADES APPLICATIONS REQUIRING APPROVAL.

XIII. ADJOURNED.

C.D. of today's hearing is on file in the Monroe County Building Department office.

Odalys Mayan
Contractor's License Coordinator
Monroe County Building Department
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2798 Overseas Highway, Suite 300
Marathon, Florida 33050
Phone: (305) 289-2583
Fax: (305) 289-2515